

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
SUBREGION 17**

CORESLAB STRUCTURES (TULSA) INC.

And

Cases 14-CA-248354
14-CA-248812

INTERNATIONAL UNION OF OPERATING
ENGINEERS LOCLA 627, AFL-CIO

**MOTION BY RESPONDENT
CORESLAB STRUCTURES (TULSA) INC.
FOR POSTPONE OF HEARING**

COMES NOW, Respondent, Coreslab Structures (Tulsa) Inc. (“Coreslab”), and hereby submits this Motion for Postponement of the Hearing set herein (“Motion”). In support, Coreslab states:

1. Today, counsel for Coreslab conferred with Counsel for the General Counsel concerning postponement of the hearing in this case, currently scheduled to begin on March 17, 2020, due to the escalating spread of the COVID-19 virus, also commonly referred to as coronavirus, and the serious health threat the virus poses to those involved in this case.

2. As the Administrative Law Judge assigned to this case is undoubtedly aware, the COVID-19 virus is spreading rapidly throughout the United States. Predictions by health experts indicate that the spread of the virus is likely to “get worse” in the United States in the near term. *See, e.g.,* media reports of testimony of Dr. Anthony Fauci, Director of National Institute of Allergy and Infectious Diseases (“Coronavirus: Over 1,000 Cases Now In U.S., And 'It's Going To Get Worse,' Fauci Says,” National Public Radio (March 11, 2020) <https://www.npr.org/sections/health-shots/2020/03/11/814460233/coronavirus-1-000-cases-now-in-u-s-and-it-s-going-to-get-worse-fauci-says>).

3. Several developments have occurred just since yesterday that illustrate the grave concerns about the spread of the virus, including: courts in different parts of the country postponed trials; the Federal Mediation and Conciliation Service issued guidance on postponing arbitration hearings; the National Basketball Association postponed its season after a player tested positive (the player is with the Utah Jazz which was in Oklahoma City to play the Thunder last night; the hotel where the Jazz players stayed is closed today for cleaning; another Jazz player who reportedly also has tested positive visited a local high school before the game was to be played yesterday); the Big 12 Conference cancelled its basketball tournaments in Kansas City after the Kansas City Mayor issued a state of emergency for Kansas City; schools and universities everywhere are cancelling in-person classes; cities across the country are banning large gatherings; and smaller events are being cancelled.

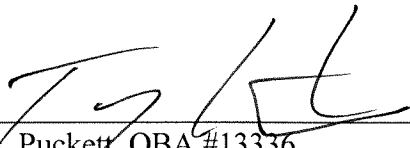
4. Tulsa, the location of the hearing in this case has more than one confirmed case of the virus. Those involved in this hearing will be traveling from two other states, and three other cities outside Tulsa. The Administrative Law Judge is traveling to the hearing from Texas. Counsel for the General Counsel is traveling to the hearing from the Kansas City area. Counsel for Coreslab is traveling to the hearing from Oklahoma City. The parties – the General Counsel, the International Union of Operating Engineers, Local 627 (the “Local”), and Coreslab – all have multiple witnesses and others involved with and attending the hearing, including staff. Also, the Counsel for the General Counsel is currently dealing with respiratory issues.

5. As stated, Coreslab counsel conferred today with the Counsel for the General Counsel about postponement of the hearing in light of the rapidly developing conditions with the spread of the COVID-19 virus. The Counsel for the General Counsel conferred with counsel for the Local about postponement of the hearing. Coreslab’s counsel is authorized to state that neither the

Counsel for the General Counsel, nor counsel for the Local, oppose this Motion, or the postponement of the hearing to a date certain. Counsel for the parties suggest the date of April 21, 2020 for rescheduling of this hearing, subject to approval by the Administrative Law Judge. This date is acceptable to all parties. It is hoped that before April 21, 2020, more guidance on the COVID-19 virus from health and government officials will be available.

WHEREFORE, Coreslab requests that its Motion for Postponement of the Hearing be granted, that the hearing herein currently set to begin on March 17, 2020 be rescheduled to a date certain, and that the rescheduled hearing be set to begin on April 21, 2020.

Respectfully submitted this 12th day of March, 2020.



Tony G. Puckett, OBA #13336
McAfee & Taft A Professional Corporation
Two Leadership Square, 10th Floor
211 N. Robinson
Oklahoma City, OK 73102-7103
tony.puckett@mcafeetaft.com
Attorney for Coreslab Structures (Tulsa) Inc.

CERTIFICATE OF SERVICE


This is to certify that on this 12th day of March, 2020, an original and four copies were sent via first class mail postage prepaid, and emailed, to the following:

Mary G. Taves, Officer-in-Charge
National Labor Relations Board
Subregion 17
8600 Farley St., Ste. 100
Overland Park, KS 66212-4677

William Lemaster
Counsel for General Counsel
National Labor Relations Board
8600 Farley Street, Suite 100
Overland Park, KS 66212-4677

and a true and correct copy was sent via first class mail postage prepaid, and emailed, to the following:

George Miles
Frasier, Frasier & Hickman, LLP
1700 Southwest Blvd., Suite 100
Tulsa, OK 74107-1730
Attorney for IUOE, Local 627



Tony G. Puckett